Attorney's Docket No.: 14580-021001

Examiner: Donghee Kang

Client's Ref. No.: FP1940

Respectfully submitted,

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Number of pages including this page

Applicant: Ulrich Egger et al.

Art Unit: 2811

Serial No.: 10/629,326 Filed

: July 28, 2003

Title

: Fabrication of a Feram Capacitor Using a Noble Metal Hardmask

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Attached to this facsimile communication cover sheet is Response to Restriction Requirement, faxed this 16th day of August, 2004, to the United States Patent and Trademark Office.

Date: August 16, 2004 Scott C. Harris Reg. No. 32,030

Fish & Richardson P.C. 12390 El Camino Real San Diego, California 92130 Telephone: (858) 678-5070

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Attorney's Docket No.: 14580-021001 / FP1940

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant :Ulrich Egger et al.

Art Unit :2811

Serial No.:10/629,326

Examiner : Donghee Kang

Filed

:July 28, 2003

Title :FABRICA

:FABRICATION OF A FERAM CAPACITOR USING A NOBLE METAL

HARDMASK

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

RESPONSE TO RESTRICTION REQUIREMENT

In Response to the Notice of Restriction dated July 15, 2004 in the above-referenced case, applicant herewith elects group I claims 1-7.

Kindly retain the non-elected claims as withdrawn from consideration. However, should all other claims be allowable, applicant will consent to cancellation of the non-elected claims by examiner's amendment see MPEP 821.02.

CERTIFICATE OF TRANSMISSION BY FACSIMILE

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Brenda Lewis

Typed or Printed Name of Person Signing Certificate

Applicant: Ulrich Egger et al.

Serial No.: 10/629,326 Filed: July 28, 2003

Page : 2 of 2

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Respectfully submitted,

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